Section VI: Further Measures

Question 23:

Would you be prepared to exchange information with other ECG Members about suspected and/or proven instances of bribery related to specific officially supported export credit transactions?		Comments on measures and/or actions under consideration:
Australia	Yes	Australia (EFIC) will be in a position to exchange information on publicly proven cases of bribery. We will inform you of a corresponding change to our specific response to this question to cover this point.
Austria	Yes	Subject to legal provisions concerning banking secrecy issues.
Belgium	Yes	Only about proven instances of bribery or refused cover. All the actions of enhanced due diligence cannot been shared because it could damage the exporter. The authorities have to be cautious in their publicity.
Canada	No	It is a criminal offence for EDC to disclose customer-related information.
Czech Republic (EGAP)	No	There is a legally binding obligation of confidentiality arising from § 39 of the Act No.393/1999 Coll., on Insurance, as amended.
Czech Republic (CEB)	Yes	
Denmark	Yes	We would consider this regarding proven instances of bribery.
Finland	Yes	Only in the event and to the extent the disclosure is permitted by the banking secrecy rules governing our client relationships.
France	Yes	
Germany	Yes	
Greece	Yes	Greece is prepared to exchange information with other ECG Members. The disclosure of this information, nevertheless, is subject to secrecy rules as well as confidentiality and reciprocity.
Hungary (MEHIB)	Yes	Bearing in mind the laws regulating the information shall be exchanged by MEHIB and Eximbank, we are prepared to do it.
Hungary (Eximbank)	Yes	Bearing in mind the laws regulating the information shall be exchanged by MEHIB and Eximbank, we are prepared to do it.
Italy	Yes	Subject to legal provisions regarding Privacy Code.
Japan (JBIC)	Yes	Although we have no concrete instance so far.
Japan (NEXI)	Yes	
Korea (Eximbank)	Yes	
Korea (K-sure)	Yes	
Luxembourg	Yes	Subject to legal provisions as regards bank secrecy.

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Mexico	Yes	Considering the bank secrecy obligation contained in the article 117 of the Mexican Credit Institutions Law, and the process to provide information, Bancomext could give general information about any act of bribery.
Netherlands	Yes	
New Zealand	Yes	The exchange of information would be considered on a case by case basis, taking into account the legal confidentiality of the information.
Norway	Yes	Provided in compliance with our duty of confidentiality (by law) and subject to reciprocity.
Poland	Yes	On a case by case basis and subject to reciprocity.
Portugal	Yes	Only in the event and to the extent that the disclosure is allowed according to bank secrecy rules that apply to the relationship with our clients.
Slovak Republic	Yes	However with respect to the following provision of the Insurance Policy "Both Parties undertake to keep the information and facts that came to their knowledge during performance of this Insurance Policy in secrecy and not to disclose them to any third parties. To foregoing will not apply in case the obligation to provide such information is stipulated by the law or by the other general valid legal rules."
Spain	Yes	On a case by case basis and subject to reciprocity and confidentiality rules.
Sweden	Yes	On a case by case basis and subject to reciprocity.
Switzerland	Yes	SERV is willing to exchange information about instances of bribery in which a verdict has been publicly published. We are not prepared to exchange information on any other cases of bribery because in doing so, we would breach the legal limitations of official secrecy, to which we are bound.
Turkey	Yes	
United Kingdom	Yes	We would be prepared to share details of proven instances, provided these are matters of public record.
United States (EXIM)	Yes	
United States (USDA)	Yes	Pending Policy Approval.